



Paper No. 20

COPY MAILED

SEP 09 2002

OFFICE OF PETITIONS

ROCHE MOLECULAR SYSTEMS INC
PATENT LAW DEPARTMENT
100 ATLANTIC AVENUE
ALAMEDA CA 94501

In re Application of
Messier, et al.
Application No. 09/530,746
Filed: November 16, 2000
Attorney Docket No. 1803-277-999

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed June 27, 2002, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to timely file a reply to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence And/Or Amino Acid Sequence Disclosures, mailed September 7, 2001, which set a shortened statutory period for reply of one (1) month. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on October 8, 2001. The mailing of this decision precedes the mailing of a Notice of Abandonment.

Petitioner has met the requirements to revive the above-identified application, pursuant to 37 CFR 1.137(b). Petitioner submitted the required reply in the form of a sequence listing and an amendment, paid the petition fee, and made the proper statement of unintentional delay.

The file does not indicate a change of address has been submitted, although the address given on the petition differs from the address of record. If appropriate, a change of address should be filed in accordance with MPEP 601.03. A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record.

The application file is being forwarded to Technology Center 1600 for consideration of petitioner's sequence listing, filed June 27, 2002.

Telephone inquiries regarding this decision should be directed to the undersigned at (703) 305-0272.

Cliff Congo

Cliff Congo
Petitions Attorney
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

cc: PENNIE & EDMONDS LLP
1155 AVENUE OF THE AMERICAS
NEW YORK NY 10036-2711